

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 1139 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

LAKSHUBHAI RAMUBHAI

Versus

STATE OF GUJARAT

Appearance:

THROUGH JAIL for Petitioner (Ms.Subhadraaben Patel,
learned Advocate rendered legal assistance)
Mr.S.A.Pandya, A.P.P. for Respondents

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 10/09/97

ORAL JUDGEMENT

Rule. Service of Rule waived by Mr.S.A.Pandya,
learned A.P.P. for the respondents. Ms.Subhadraaben
Patel, learned Advocate rendered legal assistance to the
petitioner.

2. Heard. This application has been moved through

jail by the prisoner setting out his circumstances and explaining how it is not possible for his mother to be the surety. Having gone through the application Mr.S.A.Pandya, learned A.P.P. for the respondents submitted that at-least Personal Bond as per the Rules should be taken from the petitioner. The Jail conduct of the petitioner is quite good. Hence, bearing in mind the facts and circumstances of the case following direction is issued :

The petitioner shall be released on his due furlough on usual terms and conditions to be incorporated in the personal Bond to be given by him. It will be open to the Jail Authority to impose condition with regard to petitioner personally remaining present on specified days for marking his presence in the nearby police station.

Rule made absolute in the aforesaid terms.

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